IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition No 6715 of 2007

Sunil Phulchand Lihinar ..Petitioner

vs.

Sangeeta Sunil Lihinar ..Respondent

Shri P.R.Naidu for petitioner.

CORAM: S.C.DHARMADHIARI J.
5th December,2007

P.C.

1. In the peculiar facts of this case, I need not interfere with the order under challenge and more so, when I clarified that merely because the document has been exhibited now, does not mean that the petitioner/husband cannot cross examine the respondent/wife as to the contents thereof. The petitioner is at liberty to cross examine the wife with regard to the document and till such time as this opportunity is not afforded there is no question of documents or their contents being relied upon by the Family Court. I see no apprehension as the Family Court itself has observed that the husband will be given such opportunity. In such circumstances, and in the light of this clarification, the petition is dismissed. Needless to state that the controversy as to

whether the documents which are filed by the wife are original or copies is not finally concluded by the order under challenge and it would be open for the petitioner to raise appropriate pleas in that behalf when the proceedings are heard. Petition is dismissed. No ocsts.

(S.C.DHARMADHIKARI J.)